



6-27-05

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Docket No.: 066654-0669

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ruoslahti, Erkki, et al.
Appl. No. : 09/922,227
Filed : August 02, 2001
Title : METHOD OF IDENTIFYING
MOLECULES THAT HOME TO A
SELECTED ORGAN IN VIVO

Customer No.: 41552
Confirmation No.: 7275

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CFR § 1.10)

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1450, Alexandria, VA 22313-1450 on Jun 23, 2005.

Grp./A.U. : 1632
Examiner: : Priebe, Scott David

Sara F. Nunez

RESPONSE TO NOTICE REGARDING DRAWINGS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir::

Responsive to the Notice Regarding Drawings mailed May 27, 2005, Applicant respectfully submits that no drawings were submitted with the Application filed on August 2, 2001, as evidenced by the attached copy of the cover page of the Application filed on August 2, 2001, as well as copies of the transmittal letter and return postcard filed concurrently therewith.

Further, in response to the Notice of Draftsperson's Patent Drawing Review, Applicant points out that the figures referred to by the draftsperson were submitted with the inventor's Declaration filed on May 26, 2004.

In conclusion, there were no drawings filed with the Application on August 2, 2001.

Please contact the undersigned if there are any questions.

09/922,227

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Deborah L. Cadena

Registration No. 44,048

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122

Phone: 858.535.9001 DLC:llf

Facsimile: 858.597.1585

Date: June 23, 2005

**Please recognize our Customer No. 41552
as our correspondence address.**



A P P L I C A T I O N

for

UNITED STATES LETTERS PATENT

on

METHOD OF IDENTIFYING MOLECULES THAT HOME TO A SELECTED
ORGAN IN VIVO

by

Erkki Ruoslahti

and

Renata Pasqualini

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"EXPRESS MAIL" MAILING LABEL NUMBER: EL 856980606 US

DATE OF DEPOSIT: August 2, 2001

Sheets of Drawings: None

Docket No.: P-LJ 4859

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WASHINGTON, D.C. 20231.

Patrick Lee

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Patrick Lee
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Attorneys

CAMPBELL & FLORES LLP

4370 La Jolla Village Drive, Suite 700

San Diego, California 92122

USPTO CUSTOMER NO. 23601



Docket No.: 066654-0669

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1450, Alexandria, VA 22313-1450 on Jun 23, 2005.

Sarah Nyezz

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a Response to Notice Regarding Drawings in the above-identified application.

- ☒ No additional fee is required.
- ☒ Applicant is entitled to small entity status under 37 CFR 1.27
- ☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 502624, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Deborah L. Cadena

Deborah L. Cadena
Registration No. 44,048

**Please recognize our Customer No. 41552 as our
correspondence address.**

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122
Phone: 858.535.9001 DLC:llf
Facsimile: 858.597.1585
Date: June 23, 2005



Please acknowledge receipt of the accompanying:

- ☒ Continuation ☐ Divisional
☒ Transmittal Form 37 C.F.R. 1.53(b) (in duplicate)

Prior App. Ser. No. 09/227,906 Our Old Dkt. No. P-LJ 3424

Inventors Ruoslahti and Pasqualini

Title METHOD OF IDENTIFYING MOLECULES THAT HOME TO A SELECTED ORGAN IN VIVO

Pages of Spec. (incl. claims & abstract) 56

☒ one page application cover sheet

No. of Claims 6 Sheets of Drawings 0

☒ Copy of Declaration as filed in serial no. 08/862,855

☒ Sequence Disk ☒ paper copy of seq. listing, pp. 41 - 54

☒ Statement Under 37 C.F.R. § 1.821(f) and (g)

☐ Small Entity Statement ☒ This return receipt postcard

☐ Petition for month Extension of Time (in duplicate)

☐ Other Patent Application Bibliographic Data Sheet

☐ Fees enclosed Check No. EL 856980606 US

☒ Certificate of Express Mailing No. EL 856980606 US

Our Docket No. P-LJ 4859 Date Mailed: August 2, 2001

Client: The Burnham Institute

Atty/Secy ALG/PMG/rel

Place your receiving date stamp including Serial No. hereon and return this card.

Attn: BOX PATENT APPLICATION
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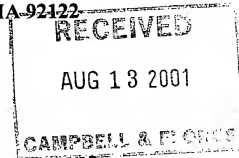
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09/922227



08/02/01

CAMPBELL & FLORES LLP
4370 LA JOLLA VILLAGE DRIVE, 7TH FLOOR
SAN DIEGO, CALIFORNIA 92122



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UTILITY PATENT APPLICATION TRANSMITTAL
(only for continuation and divisional
applications under 37 CFR 1.53(b))

Docket No.: P-LJ 4859

Prior Application Info:
Examiner: S. Priebe
Group/Art Unit: 1632

Address to: COMMISSIONER FOR PATENTS
Box Patent Application
Washington, D.C. 20231



23601

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WASHINGTON, D.C. 20231.

Patrick Lee

(TYPED OR PRINTED NAME OR PERSON MAILING PAPER OR FEE)

Patrick Lee
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

This is a request for filing a
 X continuation divisional

application under 37 CFR 1.53(b), of pending prior application
serial no. 09/227,906, filed January 8, 1999.

Title: METHOD OF IDENTIFYING MOLECULES THAT HOME TO A SELECTED
ORGAN IN VIVO

Inventor(s) (full name of each inventor): Erkki Ruoslahti
Renata Pasqualini

No abandonment of, or termination of proceedings, has occurred in
the above-identified prior application.

1. X An application based on the prior application as filed
and containing no new matter is enclosed, consisting
of:
 1 page application cover sheet
 56 pages of specification (includes claims and
abstract)
 0 sheets of drawing(s).
2. X 3 pages of a copy of the oath or declaration as
originally filed on October 24, 1997, in prior
application (37 CFR 1.63(d)), U.S. serial no.
08/862,855, filed May 23, 1997, is enclosed.
3. A signed statement DELETING inventor(s) named in the
prior application (37 CFR 1.63(d) (2) and 1.33(b)) is
attached.
4. X Nucleotide and/or Amino Acid Sequence Submission is
enclosed:
 X computer readable copy of sequence listing
 X paper copy of sequence listing, pages 41 - 54
 X Statement Under 37 C.F.R. § 1.821(f) and (g)
 Request to Use Computer Readable Form of Sequence
Listing From Another Application
 Other:

Inventors: Ruoslahti and Pasqualini
Docket No.: P-LJ 4859
Page 2

5. ☒ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under item no. 2 of this form, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein.
6. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior application.
7. ☐ A preliminary amendment is enclosed.
8. Small entity status:
 - a. ☐ A small entity statement is enclosed.
 - b. ☐ A small entity statement was filed in prior application serial no. _____, and such status is still proper and desired.
 - c. ☒ is no longer claimed.
9. ☒ Amend the specification by:
 - ☐ inserting before the first paragraph on page 1: or
 - ☒ deleting the paragraph on page 1 regarding related applications and inserting therefor:

This application is a continuation of application serial no. 09/227,906, filed January 8, 1999, which is a continuation of U.S. Serial No. 08/862,855, filed May 23, 1997, which is a continuation-in-part of U.S. Serial No. 08/813,273, filed March 10, 1997, which is a continuation-in-part of U.S. Serial No. 08/526,710, filed September 11, 1995.
10. ☐ Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one original independent claims must be retained for filing purposes.)
11. The prior application is assigned of record to The Burnham Institute.
12. The power of attorney in the prior application is to Cathryn Campbell.
13. ☐ A copy of a change in power of attorney or authorization of agent as filed in the prior application (37 CFR 1.63(d)(4)) is enclosed.
14. ☒ A return receipt postcard is enclosed.
15. ☒ A Patent Application Bibliographic Data Sheet is enclosed.
16. ☐ Request for Nonpublication and Certification is enclosed.
17. Also enclosed:

Inventors: Ruoslahti and Pasqualini
Docket No.: P-LJ 4859
Page 3

The filing fee is calculated below:

	NUMBER FILED		NUMBER EXTRA		RATE	FEE
TOTAL CLAIMS	6 - 20	=	0	x	\$9 \$18	00
INDEPENDENT CLAIMS	1 - 3	=	0	x	\$40 \$80	00
MULTIPLE DEPENDENT CLAIMS ____ YES ____ X ____ NO					\$135 \$270	00
BASIC FEE					\$355 \$710	
TOTAL FEE						

18. ____ A check in the amount of \$ ____ is enclosed. A duplicate copy of this sheet is enclosed.
19. X The filing fee is not enclosed. Do not charge our deposit account.
20. ____ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. _____. A duplicate copy of this sheet is enclosed.

Address all future communications to:

Cathryn Campbell
CAMPBELL & FLORES LLP
4370 La Jolla Village Drive, 7th Floor
San Diego, California 92122
telephone: (858) 535-9001
facsimile: (858) 535-8949
USPTO CUSTOMER NO. 23601

Respectfully submitted,

Date: August 2, 2001

Andrea L. Gashler
Andrea L. Gashler
Registration No. 41,029
Attorney for Applicant
CAMPBELL & FLORES LLP
4370 La Jolla Village Drive
7th Floor
San Diego, California 92122

____ inventor(s) X attorney or agent of record
____ assignee of complete ____ filed under Sec. 1.34(a)
interest